

11-05-1998

PT

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of

100871930

Attached original document for copy

1. Name of Conveying party(ies):

FLEET CAPITAL CORPORATION

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State - RI
☐ Other _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other RELEASE

Execution Date: MAY 29, 1998

2. Name and address of receiving party(ies):

Name: VIGORO ACQUISITION CORPInternal Address: c/o Pursell Industries, Inc.Street Address: 201 West Fourth StreetCity: Sylacauga State: AL ZIP: 35150

- ☐ Individual(s) citizenship _____
☐ Association _____
☐ General Partnership _____
☐ Limited Partnership _____
☒ Corporation-State DE
☐ Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☐ No
(Designations must be a separate document from Assignment)
Additional name(s) & address(es) attached? ☐ Yes ☐ No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark registration No.(s)

SEE ATTACHED EXHIBIT A

Additional numbers attached? ☒ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: MARY P. CHAIRSInternal Address: STEVENS & LEEStreet Address: ONE PENN SQUARE
P.O. BOX 1594City: LANCASTER State: PA ZIP: 17608-1594

6. Total number of applications and registrations involved.....

9

7. Total fee (37 CFR 3.41) \$ 240

☒ Enclosed☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Kathleen S. Wetzel

Name of Person Signing

Signature

October 29, 1998

Date

Total number of pages comprising cover sheet:

11/04/1998 SBURNS 00000166 1604214

01 FC:481
02 FC:48240.00 OP
200.00 OPTRADEMARK
REEL: 1808 FRAME: 0768

Schedule A
to
Release of Security Interest in U.S. Trademarks

<u>Mark</u>	<u>Registration or Serial Number</u>
ESCOTE	1,604,214
GROWER SPECIAL	2,065,628
IBDU	961,242
IBDU/SCU	1,239,009
PAR-EX	648,618
PERK	2,071,127
PERK (Ill. State Reg.)	66,062
PRO-GRADE	2,093,354
WOODACE	1,269,536
WOODSCAPE	1,932,758

U.S. Trademark Release - Collateral Agent

RELEASE OF SECURITY INTEREST IN U.S. TRADEMARKS

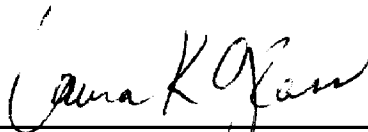
WHEREAS, by a certain Trademark Security Agreement dated May 29, 1998 between **VIGORO ACQUISITION CORP.**, a Delaware corporation (the "Company"), and **FLEET CAPITAL CORPORATION**, a Rhode Island corporation in its capacity as collateral agent (the "Collateral Agent"), which Trademark Security Agreement was recorded with the United States Patent and Trademark Office on June 12, 1998, commencing on reel 1742, frame 0144, the Company granted to the Collateral Agent a security interest in and lien on various trademarks, trademark registrations and trademark applications owned by the Company, including those set forth in Schedule A hereto;

WHEREAS, the Collateral Agent desires to release its security interest in and lien on the trademarks, trademark registrations and trademark applications set forth in Schedule A hereto;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Collateral Agent does hereby release its security interest in and lien on the trademarks, trademark registrations and trademark applications set forth in Schedule A hereto and assigns to the Company any and all right, title and interest in and to such trademarks, trademark registrations and trademark applications that it may have.

FLEET CAPITAL CORPORATION, as
Collateral Agent

Dated: October 2, 1998

By: 
Name: LAURA K. GLASS
Title: VICE PRESIDENT

STATE OF GEORGIA)

COUNTY OF Coweta)

BEFORE ME, the undersigned, a Notary Public in and for the county aforesaid, on this 2nd day of October, 1998, personally appeared Laura K. Glass, to me known personally, and who, being by me duly sworn, deposes and says that she/he is the Vice President of Fleet Capital Corporation, a Rhode Island corporation, and that said instrument was signed by her/him on behalf of said corporation by authority of its Board of Directors, and said Vice President acknowledged said instrument to be the free act and deed of said corporation.

Barbara McCorkle

Notary Public

Executed on 10/2/98

My Commission Expires:

BARBARA MCCORKLE

Notary Public, Coweta County, Georgia

My Commission Expires September 18, 2001

[NOTARIAL SEAL]

TRADEMARK

REEL: 1808 FRAME: 0771

Schedule A
to
Release of Security Interest in U.S. Trademarks

<u>Mark</u>	<u>Registration or Serial Number</u>
ESCOTE	1,604,214
GROWER SPECIAL	2,065,628
IBDU	961,242
IBDU/SCU	1,239,009
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